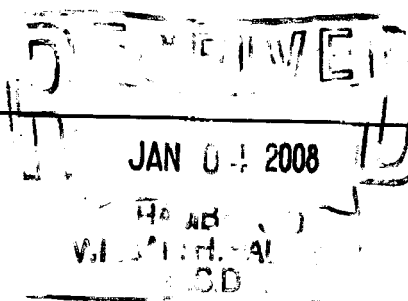




U.S. Department of Justice

United States Attorney  
Southern District of New YorkThe Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

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January 4, 2008

**BY FACSIMILE**The Honorable William H. Pauley III  
United States District Judge  
Southern District of New York  
Foley Square  
New York, New York 10007Re: United States v. Borbon and Santana,  
07 Cr. 986 (WHP)

Dear Judge Pauley:

A pretrial conference has been set by Your Honor for February 1, 2008, at 2:00 p.m. The Government respectfully requests that the Court exclude time from today until February 1, 2008, pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(8)(A). The ends of justice served by such continuance outweigh the interest of the public and the defendant in a speedy trial because the continuance will allow Borbon's new trial counsel to review discovery and permit the Government to continue the appropriate discussions regarding a possible disposition of this case. Defense counsel consents to this request for the exclusion of time.

Respectfully submitted,

MICHAEL J. GARCIA  
United States Attorney

SO ORDERED:

  
WILLIAM H. PAULEY III U.S.D.J.

By:

  
Benjamin A. Naftalis  
Assistant United States Attorney  
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